

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
POP II, LLC,

Plaintiff,

- against -

UNION SQUARE HOSPITALITY GROUP, LLC,

Defendant.
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ECF CASE

08 Civ. 6269 (GEL)

NOTICE OF DISMISSAL

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, plaintiff voluntarily dismisses the within action, with prejudice, as to defendant Union Square Hospitality Group, LLC.

Dated: New York, New York
August 19, 2008

FRIED, FRANK, HARRIS, SHRIVER &
JACOBSON LLP

By: 

James W. Dabney

Victoria J. B. Doyle

One New York Plaza
New York, New York 10004-1980
Telephone: 212.859.8000

E-mail: james.dabney@friedfrank.com

Attorneys for Plaintiff
POP II, LLC.